

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

FILED  
CLERK'S OFFICE

ELVIN MERCADO

VS.

UNITED STATES OF AMERICA

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NOV 21 P 2:44  
CIVIL NO. 04-11653-PBS  
U.S. DISTRICT COURT  
DISTRICT OF MASS

MOTION TO REMAIN AT F.M.C. DEVENS

Now Comes the Petitioner, ELVIN MERCADO, pro se Respectfully petitions the court through the Honorable, Judge Ms. Saris to make known and advise David L. Wynn, Warden of F.M.C. DEVENS prison that ELVIN MERCADO has been graciously appointed counsel by the Honorable, Judge Ms. Saris and that he has legal filings and on going legal proceedings in the 1st District of Massachusetts court. Let it further be known that these legal proceedings are only relevant to David L. Wynn in respect to BOP POLICY-PROGRAM statement 5100.1 requesting ELVIN MERCADO to remain housed at F.M.C. DEVENS to preserve the interest of justice and vested efforts of court appointed attorneys, ROBERTO M. BRACERAS and ROBERT J. DURBIN.

\* Also, Please reiterate to the Warden of F.M.C. DEVENS, David L. Wynn that there is a specific and purposeful recommendation by the graciously and honorable Judge Ms. Saris that ELVIN MERCADO be housed close to his family at FMC DEVENS.

RESPECTFULLY SUBMITTED,  
ELVIN MERCADO #24448-038  
PETITIONER

Elvin Mercado 11/17/05